

1 A F T E R N O O N S E S S I O N

2 1:10 p.m.

3 JUDGE STEINBERG: Back on the record.

4 Whereupon,

5 PATRICIA A. BRASHER

6 having been previously duly sworn, was recalled as
7 a witness herein and was examined and testified further as
8 follows:

9 DIRECT EXAMINATION RESUMED

10 BY MR. KNOWLES-KELLETT:

11 Q I would like to refer your attention back to page
12 229. I think you have it up there.

13 A Yes. I think it's still up here.

14 JUDGE STEINBERG: Exhibit 19.

15 BY MR. KNOWLES-KELLETT:

16 Q With respect to this Allen expansion, who found
17 the frequencies for this? Do you know?

18 A Usually Ron looked them up. John Black would find
19 them, or Ron would look them up in a printout. I don't
20 remember who they got the printout from.

21 Q So you think it was Ron and John Black?

22 A Yes. This is not something that I did. This is
23 something --

24 Q Okay. And who prepared the applications? Do you
25 know?

1 A Well, John Black prepared the actual applications.
2 He did all the preparing of them. We just sent him the
3 information.

4 Q Okay. When you say we, that's you and Carolyn?

5 A Yes. Carolyn usually done most of the typing.

6 Q Right.

7 A Ron, you know, had a good list. Like I said, I
8 was usually involved in deciphering Ron's handwriting is my
9 most -- is what I did.

10 Q Okay. In sending this information to John Black,
11 do you know who would have sent it?

12 A Susan would have sent it from the front desk.

13 Q Okay.

14 A Ron would have put it together, and Susan would
15 have sent it. We usually sent it FedEx.

16 Q So you would have paid the application for license
17 fee?

18 A I would have wrote the checks for them, yes.

19 Q Okay. I would like to turn your attention to
20 Exhibit 38, if you would.

21 A 38?

22 Q Yes.

23 A Okay.

24 Q I'm sorry. It's not 38.

25 A Okay.

1 Q 35.

2 A Okay.

3 Q This is the application I think we just discussed,
4 the Allen application in 1996 for Jim Sumpter.

5 A Okay.

6 Q Okay. Did you talk to Jim Sumpter about this
7 application?

8 A I've talked to Norma Sumpter about the
9 application.

10 Q Could you explain your connection with the
11 Sumpters?

12 A Well, we had, you know, a number of conversations
13 with the Sumpters in regards to our business, in regards to
14 the need for this, and we explained that the way we
15 understood it that we couldn't get any more licenses, and we
16 needed it.

17 Q Okay.

18 A It was like, you know, she said well, what about
19 me and Jim? I said well, okay. Yes. That would be good.
20 In the conversation it came up that there was Norma and Jim
21 and Melissa and Jennifer.

22 We felt like yes, okay, because Jennifer had
23 worked for Jim and worked for him off and on. You know, she
24 was familiar with our business because we had talked to her
25 about it. She worked with her daddy and worked on our

1 business some.

2 That is the way that it, you know, started it.
3 Okay. We'll go at it that way. We started, you know,
4 getting the names and address and that type of thing
5 together.

6 Q Okay. Do you recall where this conversation or
7 these conversations with Norma occurred?

8 A Well, they would have taken place in Norma's and
9 Jim's office. They could have been taken place also at my
10 home because, you know, lots of times they would bring
11 things to my home from their office because their office was
12 between -- my house was between their house and the office.

13 In other words, their office is here. My house is
14 here. Theirs is there. They would drop stuff off, and we
15 would discuss business.

16 Q Okay.

17 A You know, it would have been either one of those
18 places.

19 JUDGE STEINBERG: Let me clarify something. The
20 talks that you had with the Sumpters, was it primarily with
21 Norma?

22 THE WITNESS: It would be with Norma and Jim both.
23 It might have started with Norma, and then we in turn would
24 talk to Jim because he would be in the office.

25 Usually when we went in he might be with a client,

1 and we'd have to wait until he finished. Then he would come
2 out because usually we had gone over there for particular
3 business with him.

4 JUDGE STEINBERG: Now, it wasn't just one
5 conversation, was it?

6 THE WITNESS: No. No. It was several
7 conversations over a period of months.

8 JUDGE STEINBERG: About how many months?

9 THE WITNESS: Probably four or five, maybe six
10 months, because we were in this process of trying to figure
11 out how to get the Spectrum we needed.

12 JUDGE STEINBERG: For the big customer?

13 THE WITNESS: For the big customer.

14 JUDGE STEINBERG: How long were the conversations
15 usually?

16 THE WITNESS: In regards to this?

17 JUDGE STEINBERG: Yes.

18 THE WITNESS: A few minutes. Just, you know, kind
19 of like oh, we've got to do something to get some more
20 Spectrum.

21 It would go from there and maybe last ten minutes,
22 and then we might, like I said, go into Jim's office, and we
23 would continue talking a few more minutes, and then we would
24 probably get down to the reason that I went into the office
25 in the first place is the way --

1 JUDGE STEINBERG: What was the reason you went to
2 this is you went to the Sumpter accounting office?

3 THE WITNESS: Yes. We went to the accounting
4 office. It would be something that I was taking to him in
5 regards to my business or something that we were going to
6 discuss with him that, you know, I called and said I need to
7 sit down and talk to you in regards to, purchase equipment,
8 purchase of inventory or maybe even a car because we did
9 discuss, you know, if we were going to make a purchase.

10 Jim, if I'm going to make a purchase in the next
11 six months or next four months do I need to go ahead and do
12 it now, or should I wait until actually the need? That was
13 the type of discussion that we had with him, me knowing that
14 he knew about our business and about our personal business.

15 JUDGE STEINBERG: Now, this was over did you say
16 four or five months or six months?

17 THE WITNESS: Yes.

18 JUDGE STEINBERG: Okay. About four or five months
19 or whatever you said.

20 THE WITNESS: Yes.

21 JUDGE STEINBERG: I just don't remember.

22 THE WITNESS: I don't remember either. Five or
23 six months, you know.

24 JUDGE STEINBERG: If you had to put a number to
25 the number of conversations you had with Norma and Jim or

1 Jennifer or Melissa, could you put a number to it?

2 If you can't, tell me you can't. I don't want it
3 to be a pure guess, but can you tell me ten to 15 or 20 to
4 30 or 100 to 200 or one to two?

5 THE WITNESS: I would say, you know, maybe eight
6 to ten. You know, I think that would be -- at least that's
7 what I would say that I could say yes, we had at least that
8 many conversations.

9 JUDGE STEINBERG: Now, to you is a ten minute
10 conversation a long conversation for you when you converse
11 with somebody?

12 THE WITNESS: Yes.

13 JUDGE STEINBERG: That's a long conversation?

14 THE WITNESS: You know, I usually say what I'm
15 going to say, and I'm on to something else.

16 JUDGE STEINBERG: So ten minutes would be a long
17 conversation to you?

18 THE WITNESS: Yes.

19 JUDGE STEINBERG: And do you remember that most of
20 these conversations or a few of the conversations were that
21 long? What I'm trying to get a picture of is usually how
22 much detail -- of course, to me to sit and talk to somebody
23 for ten minutes is a long time.

24 THE WITNESS: Yes. Me, too.

25 JUDGE STEINBERG: You can cover a whole lot in ten

1 minutes except perhaps in this courtroom, but --

2 THE WITNESS: Yes. I would think, you know, like
3 ten minutes is because I guess we were busy and they were
4 busy, and we came and did what we came for, and that was it.

5 JUDGE STEINBERG: And then when you talked about
6 the T-band licenses, and that's my shorthand, were the
7 conversations usually pretty detailed, or were they not
8 detailed? If it was a combination, tell me it's a
9 combination. I don't want to put words in your mouth.

10 THE WITNESS: Yes. It would be more of a
11 combination about explaining, you know, our understanding of
12 the rules that we couldn't get them any more and we needed
13 them, and that would be the detail of it, you know.

14 You know, to me there wasn't anything wrong with
15 him having them, so I said why not. They didn't -- they
16 were very -- we were very close in our business relation. I
17 mean, I never hesitated to call and discuss anything,
18 whether it be, you know, I'm thinking about giving everybody
19 a raise, you know, and what do you think and that. He
20 didn't think about telling me that I think you need to get
21 rid of this person. This person I think is stealing from
22 you or whatever.

23 That was our relation. He advised us what we
24 needed to do in regards to, you know, you need to cut back
25 on your inventory. You're going to have a lot of inventory

1 unless you've got a big sale at the end of the year. You
2 know, that was what I relied on him for. Whatever his
3 advice was, I took it.

4 JUDGE STEINBERG: Okay. Mr. Kellett?

5 BY MR. KNOWLES-KELLETT:

6 Q Now, I think you put a number of eight to ten on
7 the conversations with Jim and Norma and Jennifer and
8 Melissa. How many of those conversations were with Norma?

9 A Well, usually they might have generated with
10 her --

11 Q Okay.

12 A -- and then we kind of just led him into it a
13 little bit, or she would converse with him while we were
14 there in regards to what we were talking about.

15 Q So if you were putting a number on it, you'd say
16 eight to ten per month?

17 A Yes. Yes, because we usually -- yes, I think so.

18 Q Would you put the same number on the conversations
19 with Jim, or was he there more or less?

20 A I would say it would be more with Norma than Jim
21 in respect that sometimes we'd go and maybe Jim would be
22 busy, and we didn't have time to wait to talk to him. We
23 would converse with her, and then she would relay it to him.

24 Q Okay.

25 A We relied on that in regard to any matter in the

1 company. We felt like that we could tell Norma, and she
2 would tell him.

3 Q Okay.

4 A That saved us time, and it saved Jim time.

5 Q Okay. With respect to Jennifer and Melissa, did
6 you have conversations with them?

7 A I called Jennifer on the phone and asked her
8 personally would she mind -- would it be all right with her
9 that she get a license in her name. Would that be all
10 right? Would she want one? She said yes, go ahead.

11 Q Okay. And Melissa?

12 A Melissa. I talked to Norma, and she talked to
13 Melissa. Melissa was in college, and I didn't see her as
14 much as I did and talked to Jennifer.

15 Q Okay.

16 A But I did talk to her mother, and her mother said
17 well, I'll talk to Melissa and see if she has any
18 objections.

19 Q Okay. Did these conversations involve any
20 description of the details of who would pay for anything
21 or --

22 A No.

23 Q -- any of the terms?

24 A No. It wasn't -- we didn't really discuss that.

25 Q Was it understood that DLB would pay for

1 everything?

2 A Uh-huh.

3 JUDGE STEINBERG: That's a yes?

4 THE REPORTER: Is that a yes?

5 THE WITNESS: Yes, sir.

6 JUDGE STEINBERG: Understood by you?

7 THE WITNESS: Yes. It was understood that we
8 would pay for everything, the equipment, you know, as well
9 as everything else.

10 BY MR. KNOWLES-KELLETT:

11 Q Okay. What led to that understanding? Do you
12 know?

13 A Well, I guess we just never asked for any money.

14 Q Okay.

15 A I don't know. I just think we never -- we didn't
16 ask for any money. I mean, they --

17 Q Did you provide any assurances to them that it
18 wouldn't cost them anything?

19 A I think it was more just assumed.

20 Q Okay. Did you discuss with them where the
21 stations were going to be?

22 A They knew because Allen was what we were needing
23 them for. Allen tower, the location.

24 Q Did they understand who the customer was? Did Jim
25 and Norma understand who the customer was and why you needed

1 the stations?

2 A Yes, sir.

3 Q Okay. Did Melissa and Jennifer?

4 A Jennifer probably did. I doubt Melissa would.

5 Q So after all this occurred then the applications
6 were prepared? Is that correct?

7 A Yes, sir.

8 Q Did you take the applications to them?

9 A Yes, sir. We took them to Jim's office.

10 Q Who did you give them to?

11 A We gave them to -- Ronald carried them and gave
12 them to Jim -- to Norma in Jim's office and explained. They
13 were in a packet.

14 Q Okay.

15 A They had the little sticky notes, "Sign here."

16 Q Now, were you there when this happened?

17 A Yes.

18 Q Okay. So you saw Ronald give them to Norma?

19 A Yes.

20 MR. ROMNEY: I'm sorry?

21 JUDGE STEINBERG: The question was you saw Ronald
22 give them to Norma. Was that the question?

23 MR. KNOWLES-KELLETT: Yes.

24 THE WITNESS: Yes.

25 JUDGE STEINBERG: And the answer was yes.

1 MR. ROMNEY: Thank you.

2 MR. KNOWLES-KELLETT: I apologize for the overlap.
3 We have to be careful.

4 THE WITNESS: Yes. That's fine. I'm sorry.

5 BY MR. KNOWLES-KELLETT:

6 Q Okay. Did you see Norma give them to Jim?

7 A Yes, sir. We went into Jim's office -- from
8 Norma's office into Jim's office.

9 Q Okay.

10 A Jim was sitting at his desk, and we went over and
11 sat at like a conference table with our monthly business.
12 She give them to him and explained. You know, I didn't hear
13 the conversation, what she was saying to him, but she was
14 showing him, and I assume she was showing him where they
15 needed to sign.

16 Then he come over to the desk, and we discussed
17 whatever the other nature that we had gone in there for,
18 whether it was -- whether we were discussing needing to do
19 something in regards to the business and other ways or I
20 don't know exactly what was the other nature that we were
21 there for.

22 Q Okay. But on that day there were no substantive
23 discussions with Jim about these particular applications?

24 A Being the ones --

25 Q Right. That you were privy to. I don't want

1 to --

2 A No, not to my knowledge.

3 Q I understand that you understood that Norma and
4 Jim had substantive discussion.

5 A Yes.

6 Q But you and Ronald didn't discuss them with Jim
7 that day?

8 A No, sir, I don't believe we did. If we did, it
9 was very -- other than Ronald might have told Jim you've got
10 the applications for the signature. That might have been
11 the only thing whenever Jim got over to the desk. He said
12 yes, I'll take care of them.

13 That would have been the gist of the conversation
14 if there had been any. If there was any more, I don't
15 remember it.

16 Q Do you remember if that in fact occurred?

17 A Yes. I think that it was Ronald made mention that
18 we gave the applications to Norma for you all to get signed.
19 Jim said yes. Okay. Yes. I looked at them. We went on
20 with what we had initially came in there for.

21 Q Okay. Did they sign them that day?

22 A No, I don't believe they did. I don't think they
23 did. I think that they just -- I don't remember if they
24 didn't why they didn't other than the fact that we were --
25 someone might have been rushed for something or another, and

1 they were --

2 Q Were the girls there that day?

3 A No, just Jim and Norma.

4 Q Okay. So not all of them could have signed that
5 day no matter what?

6 A No.

7 THE REPORTER: I'm sorry. I didn't hear the end
8 of the question.

9 BY MR. KNOWLES-KELLETT:

10 Q So not all four could have been signed that day in
11 any case. Is that correct?

12 A No. No.

13 Q Was Melissa away at college then? Do you know?

14 A If I can remember correctly the way it was, Norma
15 said, and I believe if my mind is right it was like on a
16 Wednesday.

17 Q Okay.

18 A Okay. She said I will get Jennifer to sign this
19 if she comes to church tonight and Melissa this weekend, and
20 if Jennifer doesn't come to church tonight they'll be there
21 for dinner Sunday. We'll get them signed, and I'll get them
22 back to you Monday.

23 Q Okay.

24 A That was the way it went down.

25 Q So you got them back on Monday?

1 A I believe so. Monday or Tuesday. I'm sorry.

2 Q That's the level of detail.

3 A You know, if she seen the girls, if that took
4 place the next Monday, I honestly don't know. I just can't
5 tell you that.

6 Q Okay.

7 JUDGE STEINBERG: Let's change the question to you
8 got them back?

9 THE WITNESS: I did get them, you know. I got
10 them back.

11 BY MR. KNOWLES-KELLETT:

12 Q Do you remember how you got them back?

13 A I think that we went to her office and picked them
14 up. I think we did.

15 Q Okay.

16 A We went by on our way home from work.

17 Q And were they signed when you got them back?

18 A Ron looked at them. He looked at them, and I'm
19 only testifying to he looked at them because I didn't.

20 Q Okay.

21 A He was the one that made sure that they were
22 signed in the proper place.

23 Q Okay.

24 A I believe the client's copies was not signed, --

25 Q Okay.

1 A -- and he told them that they needed to be signed
2 also.

3 Q Okay.

4 A That's all I -- to the best of my abilities.

5 JUDGE STEINBERG: But you never saw the
6 application?

7 THE WITNESS: No. I actually did not look at
8 them. Ronald did.

9 JUDGE STEINBERG: So what you know about them
10 being signed or not signed came from Ronald?

11 THE WITNESS: Yes. Yes. I know there was a
12 discussion that the client's copy because I was, you know,
13 there on that day, and he was talking to her in regards to
14 that.

15 JUDGE STEINBERG: Was he talking to her --

16 THE WITNESS: To Norma.

17 JUDGE STEINBERG: -- on the phone?

18 THE WITNESS: No. In person. We went by her
19 office to pick them up.

20 JUDGE STEINBERG: On the way home from work?

21 THE WITNESS: Yes. He looked at them to make sure
22 they were signed properly, and there was a discussion
23 that --

24 JUDGE STEINBERG: About the client's copies?

25 THE WITNESS: Yes. He wanted them signed so they

1 could have signed copies.

2 JUDGE STEINBERG: And you were there, and you
3 heard the conversation?

4 THE WITNESS: Yes.

5 JUDGE STEINBERG: Both sides?

6 THE WITNESS: Yes.

7 JUDGE STEINBERG: Thank you.

8 THE WITNESS: Like I said, I didn't look at them.
9 He did.

10 JUDGE STEINBERG: Thank you.

11 BY MR. KNOWLES-KELLETT:

12 Q Can you look in the big book at page 198? That's
13 Exhibit 19, page 198.

14 A 198?

15 Q Yes, and the few following pages.

16 A Well, what do you know? It went right on it.

17 Q Are these the client copies? Is this one of the
18 client copies you're referring to?

19 A Yes, I believe so. Yes, sir. It looks like
20 there's a signature there and that there's a name there for
21 the PCIA application.

22 Q Okay.

23 A Do I need to look at all of these? Yes.

24 Q Okay. On the client copies, did they ever get
25 signed?

1 A They came to my house one Saturday and signed
2 them. Norma and the two girls did. I don't know about
3 Jim's. I don't remember Jim's, but I do know Norma and the
4 two girls came to my home. We were going shopping, and they
5 sat down at my breakfast room table and signed them.

6 Q Okay. You watched them sign it?

7 A Yes.

8 Q Okay. What did you do with them? Did you make
9 these copies?

10 A Ron probably did.

11 Q Okay. You had a copier at your house?

12 A Yes. That's the reason it looks like this. It's
13 a wore out one.

14 Q Did you subsequent to that have discussions with
15 the Sumpters regarding these stations, and I'd like to make
16 that prior to the filing of the NetWave petition.

17 Between the time they signed the applications and
18 the time the NetWave petition came in, did you discuss these
19 stations at all with the Sumpters?

20 A No, not other than, you know, you're going to be
21 getting cards. When you get the cards, let me know, you
22 know, from the filings. Other than that, you know, that
23 would have been the discussion to tell her to look, you know
24 for cards to come in.

25 Q Okay. When you say tell her, who is her?

1 A Tell Norma. I would tell Norma, and I told
2 Jennifer, you know, you all will be getting cards.

3 Q Okay.

4 A When Jennifer got the card she called and she said
5 I got a card. Do you want me to mail it to you, back to
6 you, so you'll know I've got it, or can I just give it to
7 Mom, you know, and I said well, just give it to your mother
8 when you see her, --

9 Q Okay.

10 A -- and she can put it in our business.

11 Q Okay. Did all of the cards, to your knowledge,
12 come back to you with your business? If you don't know,
13 that's --

14 A You know, I would say they did.

15 Q Okay. Do you remember missing any cards that
16 didn't come back?

17 A No, I don't believe so. I remember talking to
18 Norma that Norma and Jim got theirs, and I remember talking
19 to Jennifer when she got hers.

20 Q Okay.

21 A You know, that's the only part I remember.

22 Q Is it fair to say you recall the conversations
23 relating to some of the cards and some of the cards coming
24 back with your business?

25 A Yes.

1 Q Okay. Do you recall what happened when the
2 licenses got issued? Did you get copies of the licenses?

3 A They called me when the license come in.

4 JUDGE STEINBERG: Who is they?

5 THE WITNESS: Norma would have called. It would
6 have been Norma, Your Honor. She called me and said that
7 they had gotten the license. That would be Jennifer and her
8 and Jim. Norma and Jim.

9 We told them to make copies and send us copies
10 because we needed to post them, and we would make copies for
11 our own to keep in our own files.

12 BY MR. KNOWLES-KELLETT:

13 Q So did Norma make copies and send them to you?

14 A Uh-huh. She would have --

15 JUDGE STEINBERG: That is a yes?

16 THE WITNESS: Yes. She would have either mailed
17 them, or we picked them up. It was whichever. You know, if
18 we were going by there we would have picked them up. I
19 don't remember, but I do know that she made copies.

20 JUDGE STEINBERG: In your answer you said that
21 Jennifer, Norma and Jim got licenses. What about Melissa?

22 THE WITNESS: Your Honor, I don't -- you know, I
23 don't remember. They probably didn't even tell me that they
24 were all there. She just said we got the originals. We
25 didn't say did you get -- you know, I wouldn't have asked

1 her.

2 I would just have assumed that if she didn't tell
3 me we didn't get Melissa's, which she would have told me
4 well, we didn't get Melissa's, so I'm making the assumption
5 that she got all of them. Like I said, Jennifer called me
6 and said she got hers.

7 BY MR. KNOWLES-KELLETT:

8 Q I would like to draw your attention to page 229
9 again of Exhibit 19, if you would. Now, there's been
10 testimony that --

11 JUDGE STEINBERG: That's the wrong page.

12 THE WITNESS: I'm sorry.

13 JUDGE STEINBERG: 229.

14 THE WITNESS: I can't read. There it is. Okay.

15 BY MR. KNOWLES-KELLETT:

16 Q Okay. There's been testimony that these were the
17 names and addresses provided to John Black.

18 A Okay.

19 Q I draw your attention to Norma and Melissa's
20 addresses.

21 A Okay.

22 Q Do you recall that Melissa's address was her home
23 address? Is that what that is?

24 A Yes. Melissa got her mail at her home address. I
25 don't believe that that address is correct. I believe it

1 was a typo when they typed it. I believe it's different
2 than that.

3 Q Okay. Was it so much different that Norma and
4 Melissa did not receive mail?

5 A No.

6 Q They did receive mail?

7 A Yes.

8 Q Okay. So Melissa's would have come in probably
9 with Norma's? Is that correct?

10 A Norma's and Jim's.

11 THE REPORTER: I'm sorry. I didn't hear your
12 question.

13 MR. KNOWLES-KELLETT: Melissa's probably would
14 have come in with Norma's. I withdraw the question.

15 JUDGE STEINBERG: When you say come in --

16 THE WITNESS: In the mail.

17 BY MR. KNOWLES-KELLETT:

18 Q They would have been mailed from the FCC with
19 Norma's. Is that your understanding?

20 A Yes. Yes, because Melissa's address was she used
21 her home. She didn't use her college address.

22 Q Okay. All of these applications went into the FCC
23 together? Is that correct?

24 A Yes, sir.

25 Q Okay. From your experience in obtaining license,

1 when you send a bunch in together you get a bunch back
2 together?

3 A Yes, sir.

4 Q Okay. Because they reach the same day's
5 processing on the same day at the FCC? Do you understand
6 that?

7 A Yes. That's the way I understand it.

8 Q Okay.

9 A You know, unless there's some --

10 JUDGE STEINBERG: Do you know it?

11 THE WITNESS: No, I don't know that that's
12 actually the way they do it. I just -- that's the way we
13 expect it unless, you know, somebody didn't cross their T or
14 dot their I and it got throwed out or something. Yes, we
15 normally get them back together.

16 MR. KNOWLES-KELLETT: Okay. I'm not trying to
17 imply that the FCC guarantees anything like that.

18 THE WITNESS: No. No.

19 BY MR. KNOWLES-KELLETT:

20 Q You've experienced both ways? Is that correct?

21 A Yes.

22 Q But very frequently when you put them in together
23 you get them back together?

24 A Yes, sir.

25 Q So there's good reason to believe that Norma and

1 Melissa and Jim and Jennifer all would have gotten cards at
2 the same time and then all gotten licenses about the same
3 time?

4 A Yes, sir.

5 Q Okay. And your sister, Carolyn Lutz, also
6 obtained a license as part of the Allen expansion?

7 A You know, the way I remember that Sue -- the way
8 we come about getting Sue's is whenever she was typing up
9 the information for the Sumpter license it was kind of like
10 what about putting one in my name?

11 Sue was privileged to the information that we was
12 struggling to get licenses, okay? She was in most all
13 aspects of our business in regards to the repeaters and
14 everything. When she asked me, which I took the stuff to
15 type to her desk.

16 Q That's this, 229?

17 A Yes. I said well, I don't know. I'll ask Ronald
18 if he thinks there's a problem.

19 Q Okay.

20 A I discussed it with him, and the reason I did not
21 give her an answer when she asked me was Sue was recently
22 remarried. She hadn't been married very long, and I was not
23 comfortable with her second marriage.

24 Q Okay.

25 A I just didn't know where we might not want to get

1 involved, you know, if it didn't work out. That was what I
2 discussed with him.

3 Q With him? With Ronald?

4 A With Ronald. You know, do we want -- if she has a
5 problem in this marriage, do we want to get involved?

6 Q By get involved, do you mean DLB would lose the
7 use of the license --

8 A Yes.

9 Q -- if it went away in a divorce proceeding?

10 A Right. That was our discussion. He just said,
11 you know, I don't think there should be any problem in her
12 name, and we went on getting it in her name.

13 Q Did you have discussions with --

14 JUDGE STEINBERG: Let's just take a couple minutes
15 here.

16 THE WITNESS: Just one minute here.

17 JUDGE STEINBERG: Do you need a tissue?

18 THE WITNESS: No. No. I need to breathe. I need
19 to breathe.

20 JUDGE STEINBERG: Do you need to take a break?

21 THE WITNESS: No. It don't take much. I just
22 need to clear my lungs out.

23 JUDGE STEINBERG: Let's kick back and relax for a
24 couple minutes, and then when you're comfortable you let us
25 know.

1 THE WITNESS: Okay.

2 JUDGE STEINBERG: If you want to get up and walk
3 around or leave the room, that's fine.

4 THE WITNESS: No.

5 JUDGE STEINBERG: Off the record.

6 (Whereupon, a short recess was taken.)

7 JUDGE STEINBERG: Continue, please.

8 BY MR. KNOWLES-KELLETT:

9 Q So after the discussion I believe you described
10 about Carolyn desiring to add her name to this list, you had
11 a discussion with Ronald, and then did you have more
12 discussions with Carolyn?

13 A No. Ronald went back and told her that it would
14 be okay because I told her I'll talk to Ronald, and he'll
15 let you know.

16 Q Okay. And then her name was added to this list?

17 A Uh-huh.

18 THE REPORTER: Is that a yes?

19 THE WITNESS: Yes.

20 BY MR. KNOWLES-KELLETT:

21 Q Were there any discussions with Carolyn regarding
22 the terms of the agreement?

23 MR. ROMNEY: Objection to the form of the
24 question.

25 JUDGE STEINBERG: Yes. There is no agreement.